

## **REMARKS**

The undersigned hereby affirms the election of group I (claims 19-27).

Responsive to the Examiner's objections (paragraph 4), claims 19 and 20 have been corrected.

The rejection of claim 19 for obviousness over APA in view of Brady et al and further in view of Bortoletto is respectfully traversed. It should be noted that APA (EP 1,226,013) and Bortoletto are different publications of the same document. See the attached sheet downloaded from the EPO web site. Accordingly, the citation of both is considered redundant.

Claim 19 has been amended to exclude from the extruded mixture any component which would change a fundamental characteristic of the mixture. More specifically, the amendment is intended to exclude the presence of EVA from the mixture and thereby distinguish the extruded mixture as claimed here from that of Brady. Accordingly, the result of combining the reference teachings would be a process involving extrusion of a material different from that disclosed and claimed by the applicants.

Applicants believe that the mixtures containing EVA are not suitable for film articles for use in contact with the human body, e.g. a diaper backsheet. Applicants also believe that exclusion of EVA from the mixture provides an improvement in air permeability. For these reasons it is also believed that merely combining the reference teachings would be contrary to the objective of the claimed invention.

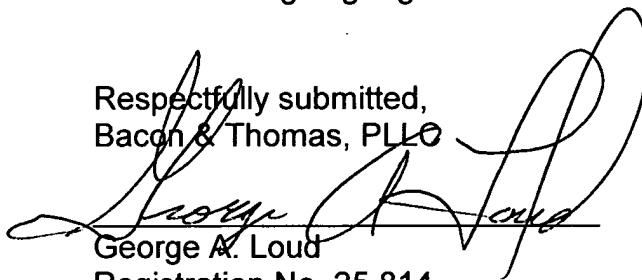
The rejection of claim 21 for obviousness based on the additional citation of Sheth (paragraph 7) is traversed for the same reasons given above. Sheth is cited merely for its

teachings regarding amount of filler which has no relevance to the deficiency of the basic reference combination, as outlined above.

The rejection of claims 20 and 22-25 for obviousness based on the additional citation of Kondo et al is also traversed for the reasons previously given. Kondo et al is cited merely for its teaching of use of a release film which, again, has no relevance to the deficiency of the basic reference combination, as outlined above.






materials The claims and specification have been rewritten to place them in better English form. The "Substitute Specification and Abstract" contains no new matter. A marked-up copy of the English specification of the International specification, from which the "Substitute Specification and Abstract" was typed, is also submitted herewith.

In conclusion, it is respectfully requested that the Examiner reconsider the rejections of record in view of the present amendments and foregoing argument.

Respectfully submitted,  
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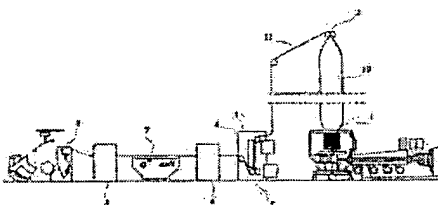
**APPARATUS AND METHOD FOR PRODUCING A POLYOLEFINIC  
TRANSPIRING FILM****Publication number:** EP1226013 (A1)**Publication date:** 2002-07-31**Inventor(s):** LORI FABRIZIO [IT]; BORTOLETTO GRAZIANO [IT]**Applicant(s):** NUOVA PANSAC S P A [IT]**Classification:****- international:** B29C47/00; B29C55/02; B29C55/12; B32B37/28; B32B37/15;  
B29C47/00; B29C55/02; B29C55/12; B32B37/28; B32B37/14;  
(IPC1-7): B29C47/00; B29C55/02**- European:** B32B37/28; B29C47/00F6; B29C55/02B; B29C55/12**Application number:** EP20000969745 20001031**Priority number(s):** WO2000IB01572 20001031; IT1999MI02318 19991105**Also published as:** EP1226013 (B1) WO0132394 (A1) US7063764 (B1) ITMI992318 (A1) ES2204707 (T3)

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Abstract not available for EP 1226013 (A1)

Abstract of corresponding document: **WO 0132394 (A1)**

The invention relates to a method and a plant for producing polyolefinic transpiring films by means of bubble extrusion of a charged LLDPE mix, flattening of the extruded tubular in order to obtain a flat film and transversal and/or longitudinal stretching of the flat film.



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